

## DECLARATION FOR PATENT APPLICATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first, and sole inventor (if only one name is listed below) or an original, first, and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention A VARIABLE TRANSMITTANCE BIREFRINGENT DEVICE the specification of which  
(check one)

☒ is attached hereto

was filed on  
as Application Serial No.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

|                          |               |                                       |
|--------------------------|---------------|---------------------------------------|
|                          |               |                                       |
| (Application Serial No.) | (Filing Date) | (Status patented, pending, abandoned) |

|                          |               |                                       |
|--------------------------|---------------|---------------------------------------|
|                          |               |                                       |
| (Application Serial No.) | (Filing Date) | (Status patented, pending, abandoned) |

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith:

Joseph W. Price, Reg. No. 25,124; Albin H. Gess, Reg. No. 25,726; Michael J. Moffatt, Reg. No. 39,304; Gordon E. Gray III, Reg. No. 42,602; Bradley D. Blanche, Reg. No. 38,387 and J. Ronald Richebourg, Reg. No. 26,642 with full power of substitution and revocation hereby given to Bradley D. Blanche, Esq.

|                                |                               |                                 |
|--------------------------------|-------------------------------|---------------------------------|
| Address all telephone calls to | Bradley D. Blanche, Esq.      | at telephone no. (949) 261-8433 |
| Address all correspondence to  | Price and Gess                |                                 |
|                                | 2100 S.E. Main Street         |                                 |
|                                | Suite 250                     |                                 |
|                                | Irvine, California 92614-6238 |                                 |

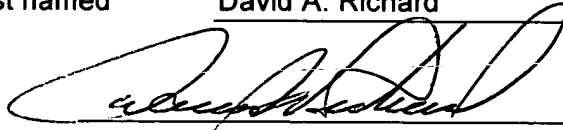
**DECLARATION FOR PATENT APPLICATION  
AND POWER OF ATTORNEY**

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first named  
inventor

David A. Richard

Inventor's  
Signature



Date

Jan 28, 2001

Residence 7 Oak Lane, Mexico, MO 65265

Citizenship USA

Post Office Address 7 Oak Lane, Mexico, MO 65265